

THE HONOURABLE SRI JUSTICE P.S.NARAYANA

W.P.No.18384 of 2006

04-09-2006

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**Between:**

B.Pola Raju and another

Petitioners

And

The State Election Commission, A.P.,Hyderabad and others

Respondents

**THE HONOURABLE SRI JUSTICE P.S.NARAYANA**

**W.P.No.18384 of 2006**

**ORDER:**

1. The writ petition is filed for a Writ of Mandamus declaring the action of the second respondent in not receiving the application and ordering recounting the votes polled in the elections held on 2-8-2006 for Peddabrahamadevam Village, Samalkot Mandal, East Godavari District as illegal and arbitrary and pass such other suitable orders.
2. As can be seen from the affidavit filed in support of the writ petition, several factual details had been narrated. The main grievance of the petitioners is that the request for recounting had neither been accepted nor had been refused and in the facts and circumstances, the said action is arbitrary. It is needless to say that the petitioners are having a remedy by way of election petition. Liberty is given to the petitioners to approach an appropriate election tribunal.
3. The writ petition is disposed of accordingly. No order as to costs.

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04-09-2006

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